

RECOMMENDING COMMITTEE AGENDA
RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

- CALL TO ORDER

MINUTES:

PRESENT: COUNCILWOMAN MONCRIEF and COUNCILMAN WOLFSON

Also Present: DEPUTY CITY MANAGER STEVE HOUCHENS, CHIEF DEPUTY CITY ATTORNEY VAL STEED, and DEPUTY CITY CLERK GABRIELA S. PORTILLO-BRENNER

- ANNOUNCEMENT RE: COMPLIANCE WITH OPEN MEETING LAW

MINUTES:

ANNOUNCEMENT MADE - meeting noticed and posted at the following locations:

City Clerk's Bulletin Board, City Hall Plaza, 2nd Floor Skybridge

Court Clerk's Office Bulletin Board, City Hall Plaza

Las Vegas Library, 833 Las Vegas Boulevard North

Clark County Government Center, 500 S. Grand Central Parkway

Grant Sawyer Building, 555 E. Washington Avenue

(4:05)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-74 - ABEYANCE ITEM - Expands the allowability of mixed-use developments in the C-1 and C-2 Zoning Districts, and allow such developments by means of special use permit in the C-PB Zoning District. Sponsored by: Councilman Larry Brown

Fiscal Impact:

<input checked="" type="checkbox"/> No Impact	Amount:
<input type="checkbox"/> Budget Funds Available	Dept./Division:
<input type="checkbox"/> Augmentation Required	Funding Source:

PURPOSE/BACKGROUND:

Mixed-use developments are presently allowed by means of special use permit in the C-1 and C-2 Zoning Districts, but only in the Neighborhood Revitalization Area, and are not permitted in the C-PB Zoning District. This bill would allow mixed-use developments by means of special use permit in all C-1, C-2 and C-PB Zoning Districts. (NOTE: The adoption of this bill will depend on the approval of a corresponding amendment to the Las Vegas 2020 Master Plan.)

RECOMMENDATION:

HELD IN ABEYANCE to the 12/14/2004 Recommending Committee meeting and 12/15/2004 City Council meeting pursuant to the 11/30/2004 Recommending Committee.

First Reading – 11/17/2004; First Publication – 11/20/2004

BACKUP DOCUMENTATION:

1. Bill No. 2004-74
2. Bill No. 2004-74 Proposed First Amendment

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-74 be forwarded to the Full Council as a First Amendment with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, explained that this matter was previously held in abeyance to allow him additional time to resolve some of the details. Consequently, a proposed first amendment was drafted, a copy of which was submitted for the minutes. This amendment places height limitations of ten stories or 150 feet, whichever is less, in the C-1 and C-2 districts and five stories or 85 feet, whichever is less, in the CP-B district. For parcels that are located either contiguous to or within 200 feet of a freeway or expressway, the maximum height would be six stories or 100 feet, whichever is less. These proposed provisions lessen the concerns of staff, while still allowing development of the larger mixed-use projects in the downtown revitalization area. He recommended approval as amended.

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MINUTES - Continued:

COUNCILMAN WOLFSON asked if the Recommending body makes a recommendation to the Council, who then has full discretion up or down. MR. GENZER responded in the affirmative and pointed out that this bill would die if not approved at the 12/15/2004 Council meeting. COUNCILMAN WOLFSON then ascertained with MR. GENZER that ample notice was given to allow public comments.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:05 - 4:09)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-76 - Updates the membership of the Design Review Committee for the Downtown Entertainment Overlay District. Proposed by: Robert S. Genzer, Director of Planning and Development

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

By ordinance, the Design Review Committee for the Downtown Entertainment Overlay District includes within its membership a representative of the City Centre Development Corporation. Because that corporation no longer functions, it is necessary to update the committee membership. This bill will accomplish that, adding a second representative from the Planning and Development Department to take the place of the seat previously held by City Centre Development Corporation.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-76

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-76 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, indicated that this ordinance simply changes the current ordinance that establishes the membership of the Design Review Committee, which includes one member from the non-existent City Centre Development Corporation committee. Staff proposes two members be appointed from the Planning Development Department and two members be added from an owners association representative of property owners within the District. He recommended approval.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:09 - 4:10)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-77 - Authorizes the granting of a distance-separation waiver for a tavern to be located within a regional mall. Sponsored by: Councilwoman Janet Moncrief

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City's zoning regulations generally require a distance separation between taverns, but allow the distance separation requirement to be waived in certain limited circumstances. This bill would add another such circumstance, namely, when a proposed tavern will be located within a regional mall.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-77

MOTION:

COUNCILWOMAN MONCRIEF recommended Bill 2004-77 be held in ABEYANCE to the 1/4/2005 Recommending Committee meeting. COUNCILMAN WOLFSON concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

ROBERT GENZER, Director, Planning and Development, noted that the way this bill is written only the Meadows Mall would presently qualify. At one time there was a tavern-type use within the Mall, and staff recently received a request to put in a similar-type use where Ricardo's restaurant was located. Current code does not permit it because of the two elementary schools within 200 feet of the property line of the Mall. A waiver is permissible from the school north of the Mall because it is separated by a right-of-way of 100 feet or greater. The elementary school located south of the Mall is almost immediately adjacent, with a large block wall separating the two properties, making access between the two sites impossible. Hence, staff recommends a waiver that would allow application for the installation of a tavern in the Mall.

In an attempt to assuage COUNCILWOMAN MONCRIEF'S concerns, MR. GENZER assured her that there is no location, other than the Meadows Mall, currently within the City that would qualify for approval of the proposed waiver, because the ordinance defines a regional mall as an enclosed structure of a minimum of 350,000 square feet, with certain types of tenants.

COUNCILWOMAN MONCRIEF commented that several years ago there was a German pub in the

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

MINUTES - Continued:

Meadows Mall, and she asked how that was approved. MR. GENZER replied that he did not know, but offered to do some research. He added that the applicant wishing to open a tavern in the Mall could open a supper club. The difference between the two uses is that the tavern use allows more slot machines.

JUNE INGRAM, Charleston Neighborhood Preservation, objected to the waiver, explaining that a lot of teenagers frequent the Mall.

HELEN STANDCLIFF, Charleston Neighborhood Preservation, questioned any changes to Section 5(a) of Page 2. MR. GENZER indicated that there would be no changes to that Section. The section being proposed for addition to the ordinance is Section 5(c) on Page Three.

COUNCILWOMAN MONCRIEF indicated her preference to hold this matter in abeyance. She also asked MS. INGRAM to make an appointment with her to further discuss her concerns.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:10 - 4:15)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-78 - Clarifies the procedures and standards that apply to the installation of speed humps on residential streets. Proposed by: Richard D. Goecke, Director of Public Works

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

The City currently has a number of procedures and provisions that apply to the installation of speed humps on residential streets. This bill will establish an overall approach to the issue, taking into account existing procedures and standards and clarifying the role and discretion of the City Council in the process.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-78

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-78 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED stated that several issues have come up in the past with the installation of speed humps on residential streets and whether or not the Council had the authority to approve their installation, unless certain warrants were met, or whether or not speed humps are considered traffic control devices under State law. The Council previously approved an amendment to the Fire Code that established Fire and Rescue's requirements for speed humps. This bill addresses Public Work's issues by saying that speed humps on residential streets must comply with the Fire Code and with any criteria adopted by the Council for speed humps, and that the Council can waive any criteria for good cause. These changes will facilitate the Council's ability to take action regarding speed humps. He recommended approval.

COUNCILWOMAN MONCRIEF asked if the City would be held liable for Council's approval of the installation of speed bumps that do not meet warrants. CHIEF DEPUTY CITY ATTORNEY STEED remarked that there is a difference between speed humps and speed bumps. This bill addresses speed humps. Speed bumps still have to meet certain requirements. He clarified that, to his knowledge, speed bumps are placed only in parking lots.

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

MINUTES - Continued:

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:15 - 4:19)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-79 - Levies Assessment for Special Improvement District No. 1480 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road). Sponsored by: Step Requirement

Fiscal Impact:

☐

No Impact

Amount:

\$308,608.02

☒

Budget Funds Available

Dept./Division:

Public Works/SID

☐

Augmentation Required

Funding Source:

Capital Projects Fund/Special Assessments

PURPOSE/BACKGROUND:

Levies the assessment for the cost of street improvements: pavement, curb and gutter, sidewalk, driveways, streetlights, water laterals, water mains, sewer laterals, and sewer mains. The assessments will be paid over a 10-year period.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-79

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-79 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED stated this matter involves a standard Special Improvement District ordinance. It is in order.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:19 - 4:20)

1-436

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-80 - Levies Assessment for Special Improvement District No. 1495 - Buffalo Drive (Cheyenne Avenue to Lone Mountain Road). Sponsored by: Step Requirement

Fiscal Impact:

☐

No Impact

Amount:

\$12,759.92

☒

Budget Funds Available

Dept./Division:

Public Works/SID

☐

Augmentation Required

Funding Source:

Capital Projects Fund - Special Assessments

PURPOSE/BACKGROUND:

Levies the assessment for the cost of street improvements: pavement, curb and gutter, sidewalk, and streetlights. The assessments will be paid over a 10-year period.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

Bill No. 2004-80

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-80 be forwarded to the Full Council with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED stated this matter involves a standard Special Improvement District ordinance. It is in order.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:20)

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AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

DEPARTMENT: CITY ATTORNEY

DIRECTOR: BRADFORD R. JERBIC

☐ **CONSENT**

☒ **DISCUSSION**

SUBJECT:

NEW BILL:

Bill No. 2004-81 - Updates the description of the City ward boundaries to reflect changes in precinct numbers or descriptions made by the Clark County Election Department, as a result of annexations or otherwise. Proposed by: Barbara Jo Ronemus, City Clerk

Fiscal Impact:

☒

No Impact

Amount:

☐

Budget Funds Available

Dept./Division:

☐

Augmentation Required

Funding Source:

PURPOSE/BACKGROUND:

This bill is a housekeeping measure to update the description of the City ward boundaries to reflect changes in precinct numbers or descriptions made by the Clark County Election Department, as a result of annexations or otherwise.

RECOMMENDATION:

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

BACKUP DOCUMENTATION:

1. Bill No. 2004-81
2. Bill No. 2004-81 Proposed First Amendment

MOTION:

COUNCILMAN WOLFSON recommended Bill 2004-81 be forwarded to the Full Council as a First Amendment with a "Do Pass" recommendation. COUNCILWOMAN MONCRIEF concurred.

MINUTES:

COUNCILWOMAN MONCRIEF declared the Public Hearing open.

CHIEF DEPUTY CITY ATTORNEY STEED indicated that this bill would add two new districts created by the Election Department. At the time the bill was introduced the precincts were unknown; therefore, a Proposed First Amendment bill, a copy of which is included in the minutes, was drafted indicating the two new precincts. He recommended approval as amended.

No one appeared in opposition.

COUNCILWOMAN MONCRIEF declared the Public Hearing closed.

(4:20 - 4:21)

1-459

AGENDA SUMMARY PAGE

RECOMMENDING COMMITTEE MEETING OF: DECEMBER 14, 2004

CITIZENS PARTICIPATION: PUBLIC COMMENT DURING THIS PORTION OF THE AGENDA MUST BE LIMITED TO MATTERS WITHIN THE JURISDICTION OF THE COMMITTEE. NO SUBJECT MAY BE ACTED UPON BY THE COMMITTEE UNLESS THAT SUBJECT IS ON THE AGENDA AND IS SCHEDULED FOR ACTION. IF YOU WISH TO BE HEARD, COME TO THE PODIUM AND GIVE YOUR NAME FOR THE RECORD. THE AMOUNT OF DISCUSSION ON ANY SINGLE SUBJECT, AS WELL AS THE AMOUNT OF TIME ANY SINGLE SPEAKER IS ALLOWED, MAY BE LIMITED

MINUTES:

None.

(4:21)

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THE MEETING ADJOURNED AT 4:21 P.M.

Respectfully submitted:

GABRIELA S. PORTILLO-BRENNER, DEPUTY CITY CLERK
December 29, 2004